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NORRIS MCLAUGHLIN & MARCUS, P.A.
220 East 42nd Street
30th Floor
New York, New York 10017
Tel.: (212) 808-0700
Fax.: (212) 808-0844

Date: 8 June 2004

To: MAIL STOP AF
Examiner M. Lamm
US Patent and Trademark Office
Fax: 703-872-9306

Subject: USSN 09/367,748
Our Ref.: 100718-49 (Beiersdorf 569.1-HCL)

From: Howard C. Lee

Comments: Filing of: response to Office Action dated 31 March 2004, including Amendment under 37 CFR § 1.116 (10 pgs.) and Notice of Appeal (1 pg.)

If you have any questions or need further information, please contact us.

You should receive 12 pages including this cover sheet.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : DIEMBECK et al.
SERIAL NO. : 09/367,748
FILED : 19 November 1999
FOR : COMPOSITIONS FOR TREATING ACNE ROSEACEA
ART UNIT : 1616
EXAMINER : M. Lamm

8 June 2004

Mail Stop: AF
Hon. Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT UNDER 37 CFR § 1.116

SIR:

In response to the Office Action dated 31 March 2004, please amend the above-identified application as follows as stated in the "Amendments to the Specification"; "Amendments to the Claims" and "Amendments to the Drawings" sections (as applicable) in this response.

CONDITIONAL PETITION FOR EXTENSION OF TIME

If entry and consideration of the amendments above requires an extension of time, Applicants respectfully request that this be considered a petition therefor. The Assistant Commissioner is authorized to charge any fee(s) due in this connection to Deposit Account No. 14-1263.

ADDITIONAL FEE

Please charge any insufficiency of fees, or credit any excess, to Deposit Account No. 14-1263.